



**IN THE HIGH COURT OF PUNJAB & HARYANA
AT CHANDIGARH**

211

CWP-7834-2019**Date of decision: 10.12.2025**

Ranjit Singh (since deceased) through his LRsPetitioner

Versus

State of Punjab and othersRespondents

CORAM: HON'BLE MR. JUSTICE NAMIT KUMAR

Present : Mr. D.D. Bansal, Advocate
for the petitioner.

Mr. Swapan Shorey, DAG, Punjab.

NAMIT KUMAR, J. (ORAL)

1. The instant petition has been filed by the petitioner impugning orders dated 03.10.2018 (Annexure P-4) and 25.09.2018 (Annexure P-14) and further seeking a writ of mandamus for directing the respondents to fix the seniority on the basis of length of continuous service rendered by him as Driver from 15.09.1988 or from 28.07.1989 and to consider his case for promotion as Yard Master.

2. As per pleadings in the writ petition, the petitioner was appointed as Driver through Employment Exchange on 15.9.1988 for 89 days and his services were terminated vide order dated 10.07.1990. The said termination was challenged by the petitioner before the Labour Court by raising an industrial dispute and during the pendency of the said reference, the petitioner was appointed on 27.04.1991 on regular basis and he has been assigned seniority with effect from the date of his regular appointment. The said reference was answered partly

in favour of the petitioner by holding that since the petitioner has already been appointed on regular basis, therefore, the question of reinstatement is not involved, however, the petitioner shall be entitled to back wages at the rate of 50%.

3. It is a trite law that adhoc service is not countable towards seniority and an employee can be assigned seniority only from the date of regular appointment. Since the petitioner has been assigned seniority with effect from the date of his regular appointment, there is nothing wrong in the action of the respondents in fixing his seniority in the seniority list.

4. It has further been stated by learned counsel for the parties that during the pendency of the present petition, the petitioner has unfortunately died on 06.06.2019.

5. Disposed of accordingly.

10.12.2025

Vinay

(NAMIT KUMAR)
JUDGE

Whether speaking/reasoned : Yes/No
Whether reportable : Yes/No